

December 30, 2010

VIA E-MAIL AND HAND-DELIVERY

Leslye Fraser, Associate General Counsel
Pesticides and Toxic Substances Law Office
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, N.W. (MC 2333A)
Washington, D.C. 20004
ATTN: Amber Aranda

Re: Withdrawal of Nisus Corporation Petition to Cancel Sostram Inc.'s Registration
of Bor-Ram™ Pesticide Product (EPA Reg. No. 72304-10)

Dear Ms. Fraser:

On or about December 19, 2007, Nisus Corporation filed a petition to the U.S. Environmental Protection Agency ("EPA" or the "Agency") seeking the cancellation of the pesticide registration granted to Sostram Inc. ("Sostram") for its Bor-Ram™ product (EPA Reg. No. 72304-10). The petition was filed under the process afforded by the Federal Insecticide, Fungicide and Rodenticide Act, 7 U.S.C. § 136 et seq ("FIFRA" or the "Act") and its implementing regulations at 40 C.F.R. § 152.99, as well as the Petition Clause of the U.S. Constitution.

The basis of the Nisus petition was Sostram's failure to offer to pay compensation to Nisus for citation to numerous efficacy and toxicity studies originally submitted to and accepted by EPA in support of Nisus' 40% DOT Bora-Care® product. Nisus also asserted that due to the differences in formulation between the Nisus Bora-Care® product and the Sostram Bor-Ram™ product, Nisus' efficacy and acute toxicity data fail to satisfy the data requirements for which they are cited.

As of the date of this letter, Nisus and Sostram have reached a settlement regarding the outstanding data compensation issues between the companies. Because this matter has been settled to the satisfaction of both parties, Nisus hereby respectfully withdraws its December 19 2007 petition to cancel Sostram's registration of Bor-Ram™ (EPA Reg. No. 72304-10).

If you have any questions or comments regarding this requested withdrawal, please feel free to contact me.

Sincerely,

Nisus Corporation



Kevin L. Kirkland
President/CEO

